

SECOND AMENDED AGENDA

Notice of Regular Meeting

Oneida County Board of Supervisors

Tuesday, September 15, 2020 – 9:30 a.m.

County Board Meeting Room - 2nd Floor Oneida County Courthouse

Public Overflow will be in Committee Room 2 – 2nd Floor Oneida County Courthouse

Zoom Call-in or Video Option - 1-312-626-6799 Meeting ID: 847 9442 3051 Password: 715665

**** If you are having difficulties with zoom please call the County Clerk's Office at 715-369-6125**

1. CALL TO ORDER

There will be a brief moment of silence for our troops, law enforcement officers and emergency responders followed by the Pledge of Allegiance.

2. ROLL CALL

3. ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS

- Sign attendance form at the podium
- Please use a microphone when speaking

4. ACCEPT THE MINUTES OF THE AUGUST 18, 2020 MEETING

5. REPORTS/PRESENTATIONS

- Veterans Service Office 2019 Annual Report
- Forestry, Land, and Recreation 2019 Annual Report

6. PUBLIC COMMENT

7. CONSENT AGENDA

Resolution #64 – 2020/Ordinance Amendment #6 – 2020: Offered by the Supervisor of the Forestry, Land, & Recreation Committee amending the General Code of Oneida County, Section 14.17(2)(i) – All Terrain Vehicles.

Resolution #65 – 2020: Offered by the Supervisors of the Forestry, Land, & Recreation Committee accepting jurisdictional transfer of John's Memorial Drive from the Town of Enterprise.

Resolution #66 – 2020/Rezone Petition #7 – 2020: Offered by the Supervisors of the Planning and Development Committee amending the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map to rezone land from District #04, Residential Farming to District #02, Single Family Residential on property in the Town of Woodboro.

Resolution #67 – 2020/Ordinance Amendment #7 – 2020: Offered by the Supervisors of the Public Works Committee amending the General Code of Oneida County, Section 7.07 – Speed Zone.

8. CONSIDERATION OF RESOLUTIONS & ORDINANCES

Resolution #68 – 2020/Ordinance Amendment #8 – 2020: Offered by the Supervisors of the Public Works Committee amending the General Code of Oneida County, Section 7.095 – All Terrain/Utility Vehicle Trails and Routes on County Highways and Bridge Crossings.

Resolution #69 – 2020: Offered by the Supervisors of the Labor Relation Employee Services (LRES) Committee to eliminate a full time scale operator and full time mechanic positions and create a full time Solid Waste Technician position and a Limited Term Employee Scale Operator position at the Solid Waste Department.

9. OTHER BUSINESS

- **Oneida County Open Records Policy, Procedures and Practices**

- **CLOSED SESSION:** It is anticipated that the **County Board** may meet in closed session pursuant to Wisconsin Statutes §19.85(1)(g) Conferring with legal counsel concerning strategy to be adopted by the governmental body with respect to litigation in which it is or is likely to become involved. (Topic: Lakeland Times Open Records Requests). A roll call vote will be taken to go into closed session and it is anticipated that the **County Board** will return to open session by roll call vote to consider the remainder of the meeting agenda.

- Announcement of action taken in closed session, or take action based on closed session (NOTE: If the announcement of action taken in closed session would compromise the need for the closed session, the action taken will not be announced. Any action taken in closed session may be announced when the need for the closed session has passed).

10. NEXT MEETING DATE AND TIME October 20, 2020 @ 9:30 a.m.

Unless a motion is made to change the starting time.

11. ADJOURN

****NOTICE**:** If you wish to reserve your public comment until such time as the agenda item is before the Board for debate, pursuant to County Board Ordinance 2.06(2) you must convey your request to your supervisor, setting forth the nature of the address which shall be confined to the question under debate. The supervisor on the nonmember's behalf will present the request to the Chair to approve the request."

Notice of posting

Time: 3:00 p.m.

Date: 09/10/2020

Place: Courthouse Bulletin Board

Notice of amended posting

Time: 11:00 a.m.

Date: 09/11/2020

Place: Courthouse Bulletin Board

Notice of amended posting

Time: 12:45 p.m.

Date: 09/12/2020

Place: Courthouse Bulletin Board

David Hintz, County Board Chair, Oneida County Board of Supervisors – Tracy Hartman, County Clerk, posted notice. Additional information on a specific agenda item may be obtained by contacting the person who posted this notice at 715-369-6125.

News Media Notified by group e-mail: Time: 3:00 p.m.

News Media Notified by group e-mail: Time: 11:00 a.m.

News Media Notified by group e-mail: Time: 12:45 p.m.

Northwood's River News

Lakeland Times

North Star Journal

Tomahawk Leader

Date: 09/10/2020

Date: 09/11/2020

Date: 09/12/2020

Vilas News Review

WHDG Radio

WJFW TV

WXPR Radio

WRJO Radio

WLSL-FM 93.7

WPEG Radio

WSAW TV

GENERAL REQUIREMENTS:

1. Must be held in a location which is reasonably accessible to the public.
2. Must be open to all members of the public unless the law specifically provides otherwise.

NOTICE REQUIREMENTS:

1. In addition to any requirements set forth below, notice must also be in compliance with any other specific statute.
2. Chief presiding officer or his/her designee must give notice to the official newspaper and to any members of the news media likely to give notice to the public.

MANNER OF NOTICE:

Date, time, place and subject matter, including subject matter to be considered in a closed session, must be provided in a manner and form reasonably likely to apprise members of the public and news media.

TIME FOR NOTICE:

1. Normally, a minimum of 24 hours prior to the commencement of the meeting.
2. No less than 2 hours prior to the meeting if the presiding officer establishes there is good-cause that such notice is impossible or impractical.
3. Separate notice for each meeting of the governmental body must be given.

EXEMPTIONS FOR COMMITTEES & SUBUNITS

Legally constituted sub-units of a parent governmental body may conduct a meeting during the recess or immediately after the lawful setting to act or deliberate upon the subject which was the subject of the meeting, provided the presiding officer publicly announces the time, place and subject matter of the sub-unit meeting in advance of the meeting of the parent governmental body.

PROCEDURE FOR GOING INTO CLOSED SESSION:

1. Motion must be made, seconded and carried by roll call majority vote and recorded in the minutes.
2. If motion is carried, chief presiding officer must advise those attending the meeting of the nature of the business to be conducted in the closed session, and the specific statutory exemption under which the closed session is authorized.

SYNOPSIS OF STATUTORY EXEMPTIONS UNDER WHICH

CLOSED SESSIONS ARE PERMITTED:

1. Concerning a case which was the subject of a Judicial or quasi-judicial trial before this governmental body. Sec. 19.85(1)(a)
2. Considering dismissal, demotion or discipline of any public employee or the investigation of charges against such person and the taking of formal action on any such matter; provided that the person is given actual notice of any evidentiary hearing which may be held prior to final action being taken and of any meeting at which final action is taken. The person under consideration must be advised of his/her right that the evidentiary hearing be held in open session and the notice of the meeting must state the same. Sec. 19.85(1)(b)
3. Considering employment, promotion, compensation or performance evaluation data of any public employee over which this body has jurisdiction or responsibility. Sec. 19.85(1)(c)
4. Considering strategy for crime detection or prevention. Sec. 19.85(1)(d)
5. Deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business whenever competitive or bargaining reasons require a closed session. Sec. 19.85(1)(e)
6. Considering financial, medical, social or personal histories or disciplinary data of specific person, preliminary consideration of specific personnel problems or the investigation of specific charges, which, if discussed in public, would likely have a substantial adverse effect on the reputation of the person referred to in such data. Sec. 19.85(1)(f), except where paragraph 2 applies.
7. Conferring with legal counsel concerning strategy to be adopted by the governmental body with respect to litigation in which it is or is likely to become involved. Sec. 19.85(1)(g)
8. Considering a request for advice from any applicable ethics board. Sec. 19.85(1)(h)

PLEASE REFER TO CURRENT STATUTE SECTION 19.85 FOR FULL TEXT

CLOSED SESSION RESTRICTIONS:

1. Must convene in open session before going into closed session.
2. May not convene in open session, then convene in closed session and thereafter reconvene in open session within twelve hours unless proper notice of this sequence was given at the same time and in the same manner as the original open meeting.
3. Final approval or ratification of a collective bargaining agreement may not be given in closed session.
4. No business may be taken up at any closed session except that which relates to matters contained in the chief presiding officer's announcement of the closed session.
5. In order for a meeting to be closed under Section 19.85(1)(f) at least one committee member would have to have actual knowledge of information which he or she reasonably believes would be likely to have a substantial adverse effect upon the reputation involved and there must be a probability that such information would be divulged. Thereafter, only that portion of the meeting where such information would be discussed can be closed. The balance of that agenda item must be held in open session.

BALLOTS, VOTES AND RECORDS:

1. Secret ballot is not permitted except for the election of officers of the body or unless otherwise permitted by specific statutes.
2. Except as permitted above, any member may require that the vote of each member be ascertained and recorded.
3. Motions and roll call votes must be preserved in the record and be available for public inspection.

USE OF RECORDING EQUIPMENT:

The meeting may be recorded, filmed, or photographed, provided that it does not interfere with the conduct of the meeting or the rights of the participants.

LEGAL INTERPRETATION:

1. The Wisconsin Attorney General will give advice concerning the applicability or clarification of the Open Meeting Law upon request.
2. The municipal attorney will give advice concerning the applicability or clarification of the Open Meeting Law upon request.

PENALTY:

Upon conviction, any member of a governmental body who knowingly attends a meeting held in violation of Subchapter IV, Chapter 19, Wisconsin Statutes, or who otherwise violates the said law shall be subject to forfeiture of not less than \$25.00 nor more than \$300.00 for each violation.

Prepared by Oneida County Corporation Counsel Office - 5/16/96